

111TH CONGRESS  
1ST SESSION

# S. 1629

To authorize the Secretary of the Interior to conduct a special resource study of the archeological site and surrounding land of the New Philadelphia town site in the State of Illinois, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

AUGUST 6, 2009

Mr. BURRIS introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To authorize the Secretary of the Interior to conduct a special resource study of the archeological site and surrounding land of the New Philadelphia town site in the State of Illinois, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

### 3   **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “New Philadelphia, Illi-  
5       nois, Study Act”.

### 6   **SEC. 2. FINDINGS.**

7       Congress finds that—

1           (1) Frank McWhorter, an enslaved man, bought  
 2           his freedom and the freedom of 15 family members  
 3           by mining for crude niter in Kentucky caves and  
 4           processing the mined material into saltpeter;

5           (2) New Philadelphia, founded in 1836 by  
 6           Frank McWhorter, was the first town established by  
 7           a free African-American before the Civil War;

8           (3) the first railroad constructed in the area of  
 9           New Philadelphia bypassed New Philadelphia, which  
 10          led to the decline of New Philadelphia; and

11          (4) the New Philadelphia site—

12                   (A) is covered by farmland; and

13                   (B) does not contain any original buildings  
 14          of the town or the McWhorter farm and home  
 15          that are visible above ground.

16 **SEC. 3. DEFINITIONS.**

17          In this Act:

18           (1) SECRETARY.—The term “Secretary” means  
 19          the Secretary of the Interior.

20           (2) STUDY AREA.—The term “Study Area”  
 21          means the New Philadelphia archeological site and  
 22          the surrounding land in the State of Illinois.

23 **SEC. 4. SPECIAL RESOURCE STUDY.**

24          (a) STUDY.—The Secretary shall conduct a special  
 25          resource study of the Study Area.

1 (b) CONTENTS.—In conducting the study under sub-  
2 section (a), the Secretary shall—

3 (1) evaluate the national significance of the  
4 Study Area;

5 (2) determine the suitability and feasibility of  
6 designating the Study Area as a unit of the National  
7 Park System;

8 (3) consider other alternatives for preservation,  
9 protection, and interpretation of the Study Area  
10 by—

11 (A) Federal, State, or local governmental  
12 entities; or

13 (B) private and nonprofit organizations;

14 (4) consult with—

15 (A) interested Federal, State, or local gov-  
16 ernmental entities;

17 (B) private and nonprofit organizations; or

18 (C) any other interested individuals; and

19 (5) identify cost estimates for any Federal ac-  
20 quisition, development, interpretation, operation, and  
21 maintenance associated with the alternatives consid-  
22 ered under paragraph (3).

23 (c) APPLICABLE LAW.—The study required under  
24 subsection (a) shall be conducted in accordance with sec-  
25 tion 8 of Public Law 91–383 (16 U.S.C. 1a–5).

1       (d) REPORT.—Not later than 3 years after the date  
2 on which funds are first made available for the study  
3 under subsection (a), the Secretary shall submit to the  
4 Committee on Natural Resources of the House of Rep-  
5 resentatives and the Committee on Energy and Natural  
6 Resources of the Senate a report containing—

7               (1) the results of the study; and

8               (2) any conclusions and recommendations of the  
9       Secretary.

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